IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.S.RADHAKRISHNAN
&
THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

TUESDAY, THE 19TH JUNE 2007 / 29TH JYAISHTA 1929

WA.No. 2035 of 2003()

AGAINST THE JUDGMENT IN OP.475/1999 Dated 23/10/2002
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APPELLANT: PTR.1 TO 3 & 5 TO 7 IN THE O.P.
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1. NARENDRA NATH, P.P. S/O.PARAMESWARA
KURUP, ALUNKAL PARAMBU, KARUNAKODAN, THAMMANAM P.O
MAZDOOR, K.S.E.B. ERNAKULAM.

2. P.A.RAJU(SHAJI) S/O.P.AYYAPPAN,
PUNJAYIL HOUSE, VATTAKKUNNU P.O.
MAZDOOR, K.S.E.B. ERNAKULAM.

3. SURENDRA PANICKER R,
S/O.RAMAKRISHNA PANICKER, PARAYIL HOUSE,
VATTAKKUNNU P.O. MAZDOOR, K.S.E.B.
ERNAKULAM.

4. P.C.MADHUKUMAR, S/O.PAPPU, THARAYIL
PARAMBIL, MANIMALA ROAD, KOCHI - 24,
MAZDOOR K.S.E.B. ERNAKULAM.

5. RAJU V.A. S/O.V.T. AYYAPPAN,
MAZDOOR, K.S.E.B. ERNAKULAM, VADAKKEMURI
PARAMBIL HOUSE, (KUTTATH) NEAR MATHOOR, EROOR P.O.

6. M.K.BABU, S/O.M.K.KUMARAN,
KOROTHU VEEDU, KANGARAPPAY, VADCODE P.O.
MAZDOOR, K.S.E.B. ERNAKULAM.

BY ADV. SRI.C.A.CHACKO
SMT.C.M.CHARISMA

RESPONDENTS: RESPONDENTS.
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1. KERALA PUBLIC SERVICE COMMISSION,
TRIVANDRUM REP. BY ITS SECRETARY.

2. KERALA STATE ELECTRICITY BOARD,
TRIVANDRUM. REP. BY ITS SECRETARY.

BY ADV. P.C. SASIDHARAN, SC. FOR R1
BY ADV. SC FOR KSEB. FOR R2
SRI.SUDHI VASUDEVAN

THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 19/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.S.Radhakrishnan
&
Antony Dominic, JJ.
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W.A.No.2035 of 2003
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Dated this the 19th day of June, 2007.

JUDGMENT

Radhakrishnan,J.

Writ Appeal is filed against the finding of the learned single Judge that when persons possessing higher academic qualifications than what is required for a post in the lowest rung of the service which involves only manual labour, are appointed, it is almost certain that they will not stick on to the job but vacate the same as early as possible. Notification specifically states a pass in IV standard is the qualification for the post and it is further stipulated that the candidate should not pass X standard. Admittedly, petitioners have passed S.S.L.C. and hence, they are not eligible to apply for the post of Mazdoors. Learned single Judge rightly held so. We find no reason to take a different view as was taken by the learned single Judge.

Writ Appeal is dismissed.

K.S.Radhakrishnan,
Judge.

Antony Dominic,
Judge.

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